Application No.: 10/583,565 Docket No.: HO-P03260US0

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Confirmation No.: 8977

In re Patent Application of:

Korte, et al.

Application No.: 10/583,565

Filed: June 19, 2006

Art Unit: N/A

For: ADJUSTABLE OVERFLOW

Examiner: Not Yet Assigned

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

MS PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office mailed March 9, 2007, Applicant respectfully submits a Declaration, Application Data Sheet and Copy of Notification.

25759980.1

Applicant believes no fee is due, however, if an additional fee is due, please charge the deposit account of Fulbright & Jaworski L.L.P. 06-2375, under Order No. HO-P03260US0, from which the undersigned is authorized to draw

Dated: April 5, 2007

Respectfully submitted,

By Jan K. Simpson

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CERTIFICATE OF ELECTRONIC TRANSMISSION 37 C.F.R. § 1.8

I hereby certify that this correspondence is being electronically filed with the United States Patent and Trademark Office via FFS-Web on the date below:

April 5, 2007

Date



United States Patent and Trademark Office

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Viginia 22313-1450

| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY | . DOCKET NO. | |
|-----------------------------|-----------------------|-------------------|---------------|--|
| 10/583,565 | Hermann Korte | HO- | HO-P03260US0 | |
| | | INTERNATIONAL APP | LICATION NO. | |
| | | PCT/DE04/02809 | | |
| 26271 | | I.A. FILING DATE | PRIORITY DATE | |
| FULBRIGHT & JAWORSKI, LLP | - | 12/22/2004 | | |
| | | | | |

SUITE 5100 HOUSTON, TX 77010-3095

CONFIRMATION NO. 8977 371 FORMALITIES LETTER *OC000000022821422*

Date Mailed: 03/09/2007

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 06/19/2006
- Copy of the International Search Report filed on 06/19/2006
- Preliminary Amendments filed on 06/19/2006
- U.S. Basic National Fees filed on 06/19/2006
- Priority Documents filed on 06/19/2006
- Specification filed on 06/19/2006
- Claims filed on 06/19/2006
- Abstracts filed on 06/19/2006
- Drawings filed on 06/19/2006

FULBRIGHT & JAWORSKI, LLP IPT DOCKETING Nøt-Req'd ☐ Confirmation ☐ Docketed M Initials 2nd Initials 1st MAR 1 6 2007

IKS-BOP Docket No. Date Due Action Rea'd

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

• Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web. https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at http://www.uspto.gov/ebc.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

DEBORAH D WILLIAMS

Telephone: (703) 308-9140 EXT 205

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/583,565 | PCT/DE04/02809 | HO-P03260US0 |

FORM PCT/DO/EO/905 (371 Formalities Notice)